

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION**

**UNITED STATES OF AMERICA**

**v.**

**Case No.: 8:03-CR-77-T-30TBM**

**HATEM NAJI FARIZ**

**MOTION TO ADOPT SAMEEH HAMMOUDEH'S MOTION FOR MISTRIAL  
AND MEMORANDUM OF LAW IN SUPPORT**

Defendant, Hatem Naji Fariz, by and through undersigned counsel, moves this Honorable Court to permit him to adopt Sameeh Hammoudeh's Motion for Mistrial and Memorandum of Law in Support (Doc. 1443), the same as if the motion and memorandum of law were fully set out, filed, and produced on behalf of Mr. Fariz. While counsel for Mr. Fariz had understood that motions and arguments made by one Defendant have been made on behalf of all Defendants, unless a Defendant explicitly opts-out, out of an abundance of caution, Mr. Fariz submits this motion to adopt. The purpose of this motion to adopt is to provide Mr. Fariz the benefit of Mr. Hammoudeh's motion without burdening the Court or the record with unnecessary repetition.

WHEREFORE Defendant Hatem Naji Fariz respectfully requests that this Court allow him to adopt Sameeh Hammoudeh's Motion for Mistrial and Memorandum of Law in Support (Doc. 1443).

Respectfully submitted,

R. FLETCHER PEACOCK  
FEDERAL PUBLIC DEFENDER

/s/ M. Allison Guagliardo  
M. Allison Guagliardo  
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Assistant Federal Public Defender  
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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 28th day of November, 2005, a true and correct copy of the foregoing has been furnished by CM/ECF, to Walter Furr, Assistant United States Attorney; Terry Zitek, Assistant United States Attorney; Cherie L. Krigsman, Trial Attorney, U.S. Department of Justice; Alexis Collins, Trial Attorney, U.S. Department of Justice; William Moffitt and Linda Moreno, counsel for Sami Amin Al-Arian; Bruce Howie and Brooke Elvington, counsel for Ghassan Ballut; and to Stephen N. Bernstein, counsel for Sameeh Hammoudeh.

/s/ M. Allison Guagliardo  
M. Allison Guagliardo  
Assistant Federal Public Defender